



RON CHAPMAN, MD, MPH
Director & State Health Officer

State of California—Health and Human Services Agency
CALIFORNIA DEPARTMENT OF PUBLIC HEALTH



EDMUND G. BROWN, JR.
Governor

October 21, 2013
Certified Mail/Return
Receipt Requested
7009 1680 0001 3114 5509

Tahoe National Forest – Truckee Ranger District
10811 Stockrest Springs Road
Truckee, CA 96161

Attention: Mary Westmoreland – Permit Administrator

**Subject: Public Water System No. 4600068 – Citation No. 01-02-13C-016-4600068-22
August 2013 Exceedance of the Bacteriological Maximum Contaminant Level**

Enclosed is a citation issued to the Tahoe National Forest Logger Stampede Recreational Center (Recreational Center). The citation is being issued because the Recreational Center failed to comply with the drinking water standard for total coliform bacteria during the month of August 2013. Please be aware that the Directives section of the citation contains required actions that must be taken by the Recreational Center to return to compliance.

Note that Section 116577 of the California Safe Drinking Water Act provides for our Department to be reimbursed by the public water system for costs incurred for preparing and issuing a citation to that system. In accordance with Section 116577, the Recreational Center will be billed for the preparation and issuance of this citation. Our current costs are approximately \$126 per hour. The estimated time to prepare the citation is one hour.

If you have any questions regarding this matter, please call staff engineer Steve Watson at (530) 224-4828 or me at (530) 224-4800.

Michael J. McNamara, P.E.
Lassen District Engineer
DRINKING WATER FIELD
OPERATIONS BRANCH

Enclosures

sww \ 4600068 TNF – Logger Stampede \ File: Main

1 **Citation No. 01-02-13C-016-4600068-22**

2
3 **STATE OF CALIFORNIA**
4 **DEPARTMENT OF PUBLIC HEALTH**

5
6 **Public Water System:** TNF – Logger & Stampede RC

7 **Water System No.:** 4600068

8
9 **To:** Tahoe National Forest – Truckee Ranger District
10 Attention: Mary Westmoreland, Permit Administrator
11 10811 Stockrest Springs Road
12 Truckee, CA 96161

13
14 **Issued:** October 21, 2013
15 VIA CERTIFIED MAIL

16
17 **CITATION FOR NONCOMPLIANCE**
18 **With Title 22 California Code of Regulations**
19 **Section 64426.1(b)**

20
21 Section 116650 of the California Health and Safety Code (CHSC) authorizes the
22 issuance of a citation for failure to comply with a requirement of the California Safe
23 Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with
24 Section 116270), or any regulation, standard, permit, or order issued thereunder.

25
26 The Division of Drinking Water and Environmental Management of the California
27 Department of Public Health (Department) hereby issues a citation to the Tahoe



1 National Forest Logger and Stampede Recreation Center (Recreation Center) for
2 failure to comply with Section 64426.1(b), Title 22, of the California Code of
3 Regulations (CCR).

4
5 **APPLICABLE AUTHORITIES**

6 Section 116650 of the CHSC states in relevant part:

7
8 (a) If the department determines that a public water system is in violation of
9 this chapter or any regulation, permit, standard, citation, or order issued
10 or adopted thereunder, the department may issue a citation to the
11 public water system. The citation shall be served upon the public water
12 system personally or by certified mail. Service shall be deemed
13 effective as of the date of personal service or the date of receipt of the
14 certified mail. If a person to whom a citation is directed refuses to
15 accept delivery of the certified mail, the date of service shall be deemed
16 to be the date of mailing.

17
18 (b) Each citation shall be in writing and shall describe the nature of the
19 violation or violations, including a reference to the statutory provision,
20 standard, order, citation, permit, or regulation alleged to have been
21 violated.

22
23 (c) A citation may specify a date for elimination or correction of the
24 condition constituting the violation.

25
26 (d) A citation may include the assessment of a penalty as specified in
27 subdivision (e).



1
2 (e) The department may assess a penalty in an amount not to exceed one
3 thousand dollars (\$1,000) per day for each day that a violation
4 occurred, and for each day that a violation continues to occur. A
5 separate penalty may be assessed for each violation.

6
7 Section 64426.1(b), Title 22, of the CCR states in relevant part:

8
9 (b) A public water system is in violation of the total coliform MCL [maximum
10 contaminant level] when any of the following occurs:

11
12 (1) For a public water system which collects at least 40 samples per
13 month, more than 5.0 percent of the samples collected during any
14 month are total coliform-positive; or

15
16 (2) For a public water system which collects fewer than 40 samples per
17 month, more than one sample collected during any month is total
18 coliform-positive; or

19
20 (3) Any repeat sample is fecal coliform-positive or E. coli-positive; or

21
22 (4) Any repeat sample following a fecal coliform-positive or E. coli-
23 positive routine sample is total coliform-positive.

24
25 **STATEMENT OF FACTS**

26 The Tahoe National Forest Logger and Stampede Recreation Center (Recreation
27 Center) is located off Stampede Dam Road, approximately 15-miles northeast of



1 Truckee. It is typically open for public use during the months between May and
2 November each year and is operated by California Land Management Services
3 Corporation (CLM), by contract with the Tahoe National Forest. The domestic water
4 system serves the Logger Campground, Emigrant Group Campground, the Vista
5 Overlook, the Captain Roberts Boat Ramp, and two RV Trailer Dump Stations. The
6 water system consists of one groundwater well equipped with a pitless adapter unit,
7 and 30,000-gallon capacity concrete storage tank, and the distribution system. The
8 water system is classified as a transient noncommunity water system. As such, the
9 Recreation Center is required to collect one routine bacteriological sample during
10 each month it is open to the public.

11
12 On August 5, 2013, the Recreation Center collected a routine sample from the
13 distribution system that was found to contain total coliform bacteria. On
14 August 7, 2013, five repeat samples were collected from the distribution system,
15 three of which were found to contain total coliform bacteria. None of the samples that
16 contained total coliform bacteria tested positive for E. coli. The Recreation Center
17 then issued a boil water advisory, which informed visitors of the current steps that
18 were being taken to resolve the situation. The wellhead and storage tank were
19 inspected by CLM personnel and no obvious signs of contamination were found. The
20 water system was then disinfected by dosing the storage tank with sodium
21 hypochlorite and flushing this water through the distribution system. On August 12,
22 2013, five additional samples were collected from the distribution system. None of
23 these samples were found to contain total coliform bacteria. The Recreation Center
24 then rescinded the boil water advisory.



1 **DETERMINATIONS**

2 The Department has determined that the Recreation Center violated Section
3 64426.1(b)(2), Title 22, of the CCR, in that the Recreation Center exceeded the total
4 coliform MCL during the month of August 2013.

5
6 **DIRECTIVES**

7 The Recreation Center is hereby directed to take the following actions:

- 8
- 9 1. Comply with Section 64426.1, Title 22, of the CCR in all future monitoring
10 periods.
 - 11 2. Complete and return Attachment 'A' "Certification of Completion of Public
12 Notification" form within 30 days of receiving this Citation. A copy of the notice
13 used to provide public notification shall be attached to the form.
- 14

15 All documents required by this Citation to be submitted to the Department shall be
16 submitted to the following address:

17
18 Michael J. McNamara, P. E.
19 Lassen District Engineer
20 Drinking Water Field Operations
21 Division of Drinking Water and Environmental Management
22 Department of Public Health
23 415 Knollcrest Drive, Suite 110
24 Redding, CA 96002
25 (530) 224-4800
26
27



1 Nothing in this Citation relieves the Recreation Center of its obligation to meet the
2 requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California
3 Safe Drinking Water Act), or any regulation, permit, standard or order issued or
4 adopted thereunder.

5
6 The Department reserves the right to make such modifications to this Citation, as it
7 may deem necessary to protect public health and safety. Such modifications may be
8 issued as amendments to this Citation and shall be effective upon issuance.

9
10 **FURTHER ENFORCEMENT ACTION**

11 Division 104, Part 12, Chapter 4, (commencing with section 116270) of the California
12 Health and Safety Code authorizes the Department to: issue additional citations with
13 assessment of penalties if the Recreation Center continues to fail to correct a
14 violation identified in a citation; take action to suspend or revoke a permit that has
15 been issued to a public water system if the system has violated applicable law or
16 regulations or has failed to comply with orders of the Department; and petition the
17 superior court to take various enforcement measures against a public water system
18 that has failed to comply with orders of the Department. The Department does not
19 waive any further enforcement action by issuance of this Citation.

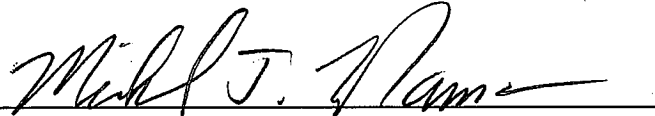
20
21 **PARTIES BOUND**

22 This Citation shall apply to and be binding upon the Recreation Center, its officers,
23 directors, agents, employees, contractors, successors, and assignees.



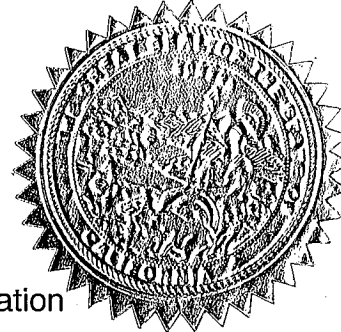
SEVERABILITY

The directives of this Citation are severable, and the Recreation Center shall comply with each and every provision thereof notwithstanding the effectiveness of any other provision.



Michael J. McNamara, P.E.
District Engineer
Lassen District
Drinking Water Field Operations Branch

10/21/13
Date



Attachments:

'A' Certification of Completion of Public Notification



CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION

This form when completed and returned to the Division of Drinking Water and Environmental Management (364 Knollcrest Drive, Suite 101, Redding, CA 96002 or fax to 530-224-4844), serves as certification that public notification to water users was completed as required by the California Water Quality and Monitoring Regulations. Completing public notification and providing the Department with certification is important. Failure to do so will result in additional hourly time charges to your water utility and may result in a formal enforcement action with monetary penalties.

Public Water System Name _____ TNF – Logger Stampede RC _____

Public Water System No. _____ 4600068 _____

Public notification for the August 2013 bacteriological failure was performed by the following method(s):

(CHECK AND COMPLETE ONLY THOSE THAT APPLY)

_____ The notice was published in the local newspaper on _____. A copy of the newspaper notice is attached.

_____ The notice was mailed to users on _____. A copy of the notice is attached.

_____ The notice hand delivered to water customers on _____. A copy of the notice is attached.

_____ The attached notice was posted in the following conspicuous places:

For this method, provide the date (or dates) that the notice was posted _____.

I hereby certify that the above information is factual.

Printed Name

Signature

Date